

U.S. DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
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MAY 09 2008

ROBERT H. SHENWELL, CLERK  
BY [Signature] DEPUTY

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF LOUISIANA  
SHREVEPORT DIVISION

HENRY LEE MITCHELL

CIVIL ACTION NO. 07-cv-2073

VERSUS

JUDGE WALTER

AMERICAN ELECTRIC POWER

MAGISTRATE JUDGE HORNSBY

**ORDER**

For the reasons assigned in the Report and Recommendation of the Magistrate Judge previously filed herein, and having thoroughly reviewed the record, no written objections having been filed, and concurring with the findings of the Magistrate Judge under the applicable law;

**IT IS ORDERED** that the Motion to Dismiss (Doc. 23) is **granted** by dismissing Henry Lee Mitchell's claim for Title VII retaliation because it is beyond the scope of his EEOC charge, and the motion is **denied** in all other respects.

**IT IS FURTHER ORDERED** that the Motion to Dismiss and for Sanctions (Doc. 48) is **granted in part** as follows: Plaintiff is directed to serve full and complete responses to the written discovery at issue within 10 days of the entry of this order. The motion is **denied** in all other respects.

THUS DONE AND SIGNED at Shreveport, Louisiana, this the 9<sup>th</sup> day  
of May, 2008.

[Signature]  
DONALD E. WALTER  
UNITED STATES DISTRICT JUDGE